

Attorney Docket No. 58644 (48933)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re application: MERRIL, C. R.
GHANBARI, H

Examiner: A. PRYOR

Serial No. 09/835,537

Group: 1616

Filed: April 16, 2001

For: METHODS OF TREATING PRION DISEASE IN MAMMALS

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to the U.S. Patent and Trademark Office to the attention of Examiner: A. Pryor, Group Art Unit: 1616, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 24, 2003.

By: 

Donna R. Davis

Fax No.: 703-746-4996

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

OCT 28 2003**RESPONSE TO RESTRICTION REQUIREMENT**

In the Office Action dated July 24, 2003, Applicants are required to elect one of the species of alleged unrelated diseases referred to as prion diseases.

Applicants hereby elect the Species, **Scrapie** for further examination in the present application. Claims 9-11 read on this Species. Applicants reserve the right to pursue the invention of all other Species, if necessary, in a divisional(s) application, if no generic claim is allowed.

The Examiner states that no claims are generic. Applicants disagree. Applicants submit that claim 1 reads on all species. All species have a common

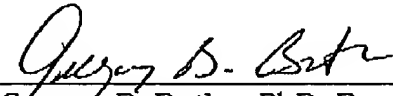
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feature relating to the consequent aggregation of prion proteins upon the conversion of PrP^C into PrP^{Sc}.

An early examination and notice of allowance are earnestly solicited.

Respectfully submitted,

Date: October 24, 2003



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